

1100552921

2013CRW 001487

Superior Court of the District of Columbia
CRIMINAL DIVISION

AFFIDAVIT IN SUPPORT OF AN ARREST WARRANT

USW NO.:

DEFENDANT'S NAME: Jermaine Livingston					NICKNAME: Gooch		ALIASES:		CCN: 11-127116	PDID: 446596
SEX: Male	RACE: Black	DOB: 8/26/1971	HGT: 5-11	WGT: 240	EYES: Brown	HAIR: Black	COMPL: Med/Dark	SCARS, MARKS, TATOOS		
DEFENDANT'S HOME ADDRESS: [REDACTED] P Street, SE, Washington, DC							TELEPHONE NUMBER: Unknown			
DEFENDANT'S BUSINESS ADDRESS: N/A							TELEPHONE NUMBER: N/A			
COMPLAINANT'S NAME: Antwain Henderson (Deceased)							TELEPHONE NUMBER: N/A			
LOCATION OF OFFENSE: (In rear of) [REDACTED] Field Place NE, Washington DC							DATE OF OFFENSE: 8/31/2011		TIME OF OFFENSE: 0138 hours	

CAUTION AND MEDICAL CONDITIONS (CMC)

Select a valid CMC code below for wanted person when using the caution indicator.

- | | |
|--|---|
| <input checked="" type="checkbox"/> X_00 = Armed and Dangerous | <input type="checkbox"/> 55 = Alcoholic |
| <input checked="" type="checkbox"/> X_05 = Violent Tendencies | <input type="checkbox"/> 60 = Allergies |
| <input type="checkbox"/> 10 = Martial Arts Expert | <input type="checkbox"/> 65 = Epilepsy |
| <input type="checkbox"/> 15 = Explosive Expertise | <input type="checkbox"/> 70 = Suicidal |
| <input type="checkbox"/> 20 = Known to abuse drugs | <input type="checkbox"/> 80 = Medication Required |
| <input type="checkbox"/> 25 = Escape Risk | <input type="checkbox"/> 85 = Hemophiliac |
| <input type="checkbox"/> 30 = Sexually Violent Predator | <input type="checkbox"/> 90 = Diabetic |
| <input type="checkbox"/> 50 = Heart Condition | <input type="checkbox"/> 01 = Other |

GIVE BRIEF DESCRIPTION OF WHAT HAPPENED:

On Wednesday, August 31, 2011, at approximately 0138 hours, a unit from the Sixth District reported hearing a gunshot in the vicinity of [REDACTED] Field Place NE, Washington, DC. Officers checked the area but were unable to locate a victim or any other evidence. Shotspotter also recorded the sound of a single gunshot in the rear of [REDACTED] Field Place, NE and a Sound of Gunshots report was prepared.

At approximately 0440 hours, Prince George's County Fire Department responded to 803 Balsamtree Place, Capitol Heights, MD for a vehicle fire. Once the fire was extinguished, a body was discovered inside the vehicle. The decedent was pronounced dead on the scene by PG County Fireboard personnel. The decedent's remains were transported to the Office of the Chief Medical Examiner for the State of Maryland in Baltimore. An autopsy was performed on the decedent's remains. The decedent was later identified as Antwain Elisha Henderson, a black male, DOB 03-15-1977. The cause of death was determined to be a gunshot wound to the head, and the manner of death was determined to be a homicide. An investigation into this homicide was conducted by members of the Prince George's County Homicide Unit and the Metropolitan Police Department Homicide Branch.

During the early stages of the investigation a witness, herein referred to as W-1, who

had a pending criminal matter in an unrelated incident came forward and was interviewed. W-1 provided the following account.

The witness stated that he/she was present when the victim, Antwain Henderson, was shot outside the residence located at [REDACTED] Field Place. W-1 identified the shooter as "Ozzie" who he/she knows as Anthony Campbell. W-1 was shown a single photo of Anthony Campbell (PDID# 471329) for the purpose of confirmation. During the viewing of the photo, W-1 positively identified this photo as "Ozzie." W-1 has known Ozzie for more than five years. W-1 stated that [REDACTED] Field Place, NE, is known to be owned by Ozzie's mother. W-1 has been to this address on several prior occasions. W-1 believes that this residence is utilized by Ozzie for the storage of illegal narcotics and firearms, and is unaware of any permanent residents. W-1 was also shown a photo of the residence known as [REDACTED] Field Place, NE and positively identified this residence as the location where the decedent was shot.

W-1 stated that Ozzie and the decedent had been arguing when Ozzie pulled a handgun from his waist area and shot the decedent in the head. The decedent immediately fell to the ground and became unconscious. W-1 stated that Gooch came from inside of [REDACTED] Field Place NE and told IT, Ozzie and others that the police were in front of the residence. W-1 stated that Ozzie and Gooch dragged the decedent who was still breathing inside the above-described residence to avoid detection by police. According to W-1, the decedent remained inside the residence for at least an hour while MPD officers canvassed the area. During this time, W-1 was also inside the residence. W-1 reported it observed the decedent making sounds from his mouth which he/she described as snoring after being brought into the residence. W-1 stated he/she assisted Ozzie and Gooch with carrying the decedent inside the residence, cleaning up any visible debris with blood from the decedent, placing the decedent inside trash bags, carrying the decedent outside, and placing the decedent into the trunk of his own vehicle, which W-1 described as a black Lincoln Town car. W-1 further reported at the time he/she observed Gooch placing bags over the decedent's head, the decedent was no longer making snoring sounds and was unconscious.

W-1 stated that Ozzie had planned to drive the decedent's vehicle into Maryland and set the vehicle and decedent on fire. Ozzie told Shoestring to leave and retrieve gasoline. Shoestring responded back with a yellow antifreeze style container with gasoline. W-1 reported that they could not locate the decedent's car keys and Ozzie asked Shoestring to retrieve a tow truck, to transport the vehicle into Maryland. Shoestring left and responded back with a tow truck. The decedent's vehicle was attached to the tow truck by Ozzie and Shoestring. W-1 did not go with them but

stated that he/she did know that the intent was to burn the decedent's vehicle and the decedent.

Further investigation into this homicide revealed the identities of several other subjects in the neighborhood to include Gooch and Shoestring. W-1 was shown a photograph of Jermaine Livingston (PDID# 446596) for the purpose of confirmation. During the viewing of the photo, W-1 positively identified the person depicted in the photo as Gooch. W-1 reported that he/she has known Gooch more than one year and stated he is a very close associate of Ozzie. W-1 was shown a photograph of Phillip Glover (PDID# 532365) for the purpose of confirmation. During the viewing of the photo, W-1 positively identified the person depicted in the photograph as Shoestring.

The investigation also revealed that Phillip Glover, also known as Shoestring, owns tow truck which he owned and operated at the time of the offense.

A second witness was interviewed and will herein be referred to as W-2. W-2 reported he/she knew of the decedent and heard he had just come home from being incarcerated. W-2 reported that he/she would see the decedent at [REDACTED] Field Place, NE.

W-2 reported that he/she was in the area of [REDACTED] Field Place some months prior to the decedent's demise. W-2 reported on that particular day he/she observed Ozzie sitting on the porch talking with an individual known to law enforcement. W-2 reported that when Ozzie observed the decedent approaching by vehicle he stated words to the effect of " I'm going to kill that nigga, He going to make me get my gun and kill his ass!" W-2 overheard Ozzie telling the individual that the decedent was telling people that he (Ozzie) was government witness against him in the decedent's homicide case, in which the decedent recently returned home from prison. W-2 reported that once the decedent approached he/she overheard the decedent and Ozzie got into a verbal altercation about the decedent calling him (Ozzie) "Hot".

W-2 reported it has known Ozzie for over ten years. During an interview of W-2 it was shown a photograph of Anthony Campbell, PDID: 471-329, DOB: 3/14/1978 for the purpose of confirmation. Upon viewing the photograph W-2 confirmed the photograph to be that of Anthony Campbell also known as Ozzie.

A third witness was interviewed and will hereinafter be referred to as W-3. W-3 reported that it knows Anthony Campbell, also known as Ozzie and his associates. W-3 reported that Anthony Campbell maintains a close relationship with the subjects named Shoestring and Gooch. W-3 reported that IT believes that Ozzie and Gooch

W-1 5/8/13 W-1C Approved

are cousins. Furthermore, W-3 reported that Ozzie, Gooch, and Shoestring routinely congregate at [REDACTED] Field Place NE.

During the month of May 2012, this affiant interviewed Jermaine Livingston while he was incarcerated at the Prince Georges County, Maryland Detention Center on an unrelated matter. Over the course of the interview, Defendant Livingston stated that he was present inside of [REDACTED] Field Place, Northeast when police canvassed the area of the residence after hearing a gunshot on August 31, 2011. Defendant Livingston stated he knew nothing about the murder of the decedent. Defendant Livingston reported that he knew the decedent since the 1990's and met him through Anthony Campbell aka Ozzie.

This affiant has learned that the decedent was arrested on October 23, 2003 and charged with Second Degree Murder in a shooting of multiple victims, which occurred in the 400 block of 60th Street NE, on August 17, 2003. During that shooting investigation, Anthony Campbell (Ozzie) was a victim in the shooting. The decedent's case proceeded in DC Superior Court, case number 2003FEL006611, where he subsequently pled guilty to Voluntary Manslaughter and was sentenced to 6 years.

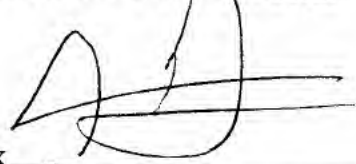
As the investigation progressed, a DC Superior Court Search Warrant was granted, to process [REDACTED] Field Place, NE, Washington DC, for physical and forensic evidence. On September 13 and 14, 2011, the search warrant was executed. Your affiant assisted in this search warrant. Several items consistent with W-1's account were recovered from within the residence and tested for the presence of Deoxyribonucleic Acid (DNA).

On Thursday March 1, 2012, this affiant received a report from the forensic biology analyst who examined evidence recovered in this investigation. In that report, the analyst noted that a physical item of evidence recovered in the search warrant contained the presence of blood. That item was further analyzed and the blood detected was a positive Deoxyribonucleic acid (DNA) match for the decedent (Antwain Henderson).

Murder 2 5/13/12 Appointed

Based on the above listed facts and circumstances this affiant believes probable exists and respectfully requests a DC Superior Court arrest warrant be issued charging JERMAINE LIVINGSTON with this offense.

AFFIANT'S SIGNATURE:

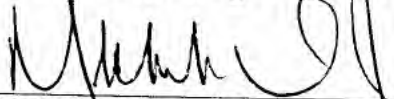

X GREENE D2-1515

TO: WARRANT CLERK

PLEASE ISSUE A WARRANT FOR:


Jermaine Livingston

Charge With: **2nd Degree Murder w/Armed**

 5/8/13
ASSISTANT UNITED STATES ATTORNEY
NCIC Approved

SUBSCRIBED AND SWORN BEFORE ME THIS

8th DAY OF May 20 13


(JUDGE) DEPUTY CLERK) SUPERIOR COURT OF THE
DISTRICT OF COLUMBIA